

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

DERRICK JEROME LEWIS,

Plaintiff,

v.

WELLSPACE HEALTH  
ORGANIZATION; WESTCARE; MIKE  
LEMASTER,

Defendants.

No. 2:20-cv-330-KJM-EFB PS

ORDER

On May 14, 2020, the magistrate judge filed findings and recommendations, which were served on the parties and which contained notice that any objections to the findings and recommendations were to be filed within fourteen days. No objections were filed.<sup>1</sup>

The court presumes that any findings of fact are correct. *See Orand v. United States*, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed de novo. *See Robbins v. Carey*, 481 F.3d 1143, 1147 (9th Cir. 2007) ("[D]eterminations of law by the magistrate judge are reviewed de novo by both the district court and [the appellate] court  
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<sup>1</sup> Although it appears from the file that plaintiff's copy of the findings and recommendations was returned, plaintiff was properly served. It is the plaintiff's responsibility to keep the court apprised of his current address at all times. Pursuant to Local Rule 182(f), service of documents at the record address of the party is fully effective.

1 . . .”). Having reviewed the file, the court finds the findings and recommendations to be  
2 supported by the record and by the proper analysis.

3 Accordingly, IT IS ORDERED that:

4 1. The Findings and Recommendations filed May 14, 2020, are ADOPTED; and

5 2. This action is DISMISSED without prejudice for failure to state a claim as set forth in  
6 the March 20, 2020 order (ECF No. 3).

7 DATED: June 10, 2020.

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10 CHIEF UNITED STATES DISTRICT JUDGE  
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